

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.	Issue Date	First Named Inventor	Atty. Docket No.	Confirmation No.
7,222,293	05/22/2007	Charles J. Zapiec	AEIPT01	9103

Invention	Examiner	Art Unit
Professional Time Tracking And Reporting System	Rudy, Andrew J.	3627

PETITION UNDER 37 CFR 1.322(b)

Commissioner for Patents  
Washington, D.C. 20231  
Attention: Group Director

Sir:

This is a Petition requesting that a corrected patent be issued to replace the above-referenced letters patent ("the Patent"), because the Patent includes a mistake incurred through the fault of the Office, the nature of which is such that a certificate of correction is inappropriate in form.

An issue fee transmittal (copy submitted herewith) was submitted by the undersigned on April 12, 2007 for Application No. 09/636,448, which issued as the Patent. On the issue fee transmittal, the name of the assignee of the Patent was listed in Box 3.(A) as "APPLIEDE, INC." However, due to a mistake incurred through the fault of the Office, the Patent was printed with the assignee's name listed as "Applieoe, Inc." A certificate of correction is submitted herewith pursuant to 37 CFR 1.322(a).

However, the mistake substantially and materially affects the assignee in that the assignee is a small start-up company that is trying to attract investment money and which derives much of its value from the rights represented by the Patent. Assignee sent a press release in advance of the Patent issuance notifying potential investors of the issuance of

the Patent. Many of these potential investors have expressed concern regarding the error in listing the name of the assignee, which as a direct result has caused investment in assignee's company to cease. Prior to issuance of the Patent, some of these investors invested money in the assignee, with promises of larger investments after the issuance of the Patent. None of these previous investors has invested any money in the assignee since the Patent has issued, citing concerns over the mistake in listing the assignee's name on the front page of the Patent as an indication that other problems might exist.

In view of the foregoing, it is respectfully submitted that the error and the noted consequences are the direct result of a mistake on the part of the Office such that a certificate of correction is inappropriate in form as unable to overcome the disadvantages suffered by the assignee by having the mistake printed on the front page of the Patent.

Therefore, it is respectfully requested that this petition be granted, in which case pursuant to 37 CFR 1.322(a) the Director is requested to issue a corrected patent in place of the Patent as a more appropriate form of correction. It is believed that no petition fee is required. However, if such fee is in fact required, please charge the fee to our deposit account, No. 501998, and notify us accordingly.

Respectfully submitted,



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May 23, 2007

Date